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E-FILED - 5/18/11

Attorney for Plaintiff LICKING ENTERPRISES, INC.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

IT IS HEREBY STIPULATED AND AGREED by and between the parties to this action, through their respective counsel of record that pursuant to Federal Rule of Civil Procedure 41(a)(1), Plaintiff hereby dismisses the entire action against the City of San Jose, the

**STIPULATION AND ORDER DISMISSING
ENTIRE ACTION WITH PREJUDICE**

Licking Enterprises, Inc. v. City of San Jose et al.
Case No.: C07-00735 RMW

1 San Jose City Council, and the named individual City of San Jose Defendants, with prejudice,
2 each party to bear its own fees and costs.

3 IT IS SO STIPULATED.
4

5 Dated: May 17, 2011

LAW OFFICE OF JIVAKA CANDAPPA
/s/ Jivaka Candappa

6 By: _____
7 JIVAKA CANDAPPA
8 Attorney for Plaintiff
Licking Enterprises, Inc.

9
10 Dated: May 17, 2011

RICHARD DOYLE, City Attorney
/s/ Clifford Greenberg

11 By: _____
12 CLIFFORD GREENBERG
13 Senior Deputy City Attorney

14 **ORDER**

15 PURSUANT TO THE FOREGOING STIPULATION, IT IS SO ORDERED.

16
17 Dated: __ 5/18 _____, 2011


18 HON. RONALD M. WHYTE
19 UNITED STATES SENIOR DISTRICT JUDGE